

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

**IN RE: GENERIC PHARMACEUTICALS
PRICING ANTITRUST LITIGATION**

**MDL 2724
16-MD-2724**

THIS DOCUMENT RELATES TO:

HON. CYNTHIA M. RUFE

ALL ACTIONS

ORDER

AND NOW, this 25th day of April 2024, upon consideration of the attached Joint Stipulation Regarding Rule 30(b)(6) Deposition of Taro Pharmaceuticals U.S.A., Inc., it is hereby **ORDERED** that the Joint Stipulation is **APPROVED**.

It is so **ORDERED**.

BY THE COURT:

/s/ Cynthia M. Rufe

CYNTHIA M. RUFE, J.

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

IN RE: GENERIC PHARMACEUTICALS
PRICING ANTITRUST LITIGATION

MDL NO. 2724
16-MD-2724

THIS DOCUMENT RELATES TO:

HON. CYNTHIA M. RUFE

ALL ACTIONS

**STIPULATION REGARDING TRANSCRIPT OF
RULE 30(b)(6) DEPOSITION OF TARO PHARMACEUTICALS U.S.A., INC.**

WHEREAS, on July 18 and 19, 2023, End-Payer Plaintiffs, Indirect-Reseller Plaintiffs, the States, and Direct Action Plaintiffs (“Stipulating Plaintiffs”) took the deposition of Defendant Taro Pharmaceuticals U.S.A., Inc. (“Taro”) pursuant to Rule 30(b)(6) of the Federal Rules of Civil Procedure;

WHEREAS, on September 19, 2023, Stipulating Plaintiffs submitted a motion to the Special Masters (the “Motion”) seeking to compel additional Rule 30(b)(6) testimony from Taro directed to Topics 12 and 15 of Stipulating Plaintiffs’ Rule 30(b)(6) notice to Taro;

WHEREAS, on October 13, 2023, Stipulating Plaintiffs requested the deposition of Taro Chief Executive Officer Uday Baldota pursuant to Pretrial Order No. 158 (the “Request”);

WHEREAS, Stipulating Plaintiffs and Taro (the “Parties”) have reached an agreement to strike certain Taro Rule 30(b)(6) testimony in order to resolve the Motion and through which Stipulating Plaintiffs will withdraw the Request;

NOW THEREFORE, in view of the foregoing, the Parties hereby agree and stipulate as follows:

1. The following lines from the transcript of the Taro Rule 30(b)(6) deposition (the “Testimony”) shall be stricken from the discovery record:

- 465:19 – 466:22
- 470:7 – 486:6
- 488:1 – 491:7
- 492:1 – 493:14
- 498:24 – 505:16
- 513:18 – 519:2
- 567:20 – 572:5
- 572:24 – 578:5

2. The Testimony shall not be used for any current or future purpose, by Taro or Stipulating Plaintiffs, in the civil actions in MDL No. 2724, including but not limited to in support of or in connection with fact discovery, expert discovery, dispositive motion practice, or trial.

3. Both the Testimony and the balance of the transcript of the Taro Rule 30(b)(6) deposition, and all exhibits therefrom, remain subject to the Second Modified Protective Order (PTO 195) and any successor protective order.

4. Stipulating Plaintiffs agree to withdraw the Motion and the Request, but reserve the right to reinstate the Motion and/or Request, or otherwise pursue additional discovery directed to Topics 12 and 15 of Stipulating Plaintiffs’ Rule 30(b)(6) notice to Taro, should Taro use or seek to use the Testimony for any purpose in the civil actions in MDL No. 2724.

5. This Stipulation shall apply only to the Testimony, the Motion, and the Request. All other rights and objections available to the Parties are expressly reserved.

IT IS SO STIPULATED this 18th day of April, 2024.

/s/ Roberta D. Liebenberg

Roberta D. Liebenberg
FINE, KAPLAN AND BLACK, R.P.C.
One South Broad Street, 23rd Floor
Philadelphia, PA 19107
215-567-6565
rliebenberg@finekaplan.com

*Lead and Liaison Counsel for the
End-Payer Plaintiffs*

/s/ William J. Blechman

William J. Blechman
KENNY NACHWALTER, P.A.
1441 Brickell Avenue, Suite 1100
Miami, Florida 33131
(305) 373-1000
wblechman@knpa.com

*Counsel for the Kroger Direct Actions
Plaintiffs and Liaison Counsel for DAPs*

/s/ Christian E. Hudson

Christian E. Hudson
CUNEO, GILBERT & LADUCA LLP
4725 Wisconsin Ave. NW, Suite 200
Washington, DC 20016
202-789-3960
Christian@cuneolaw.com

*Lead Counsel for the
Indirect Reseller Plaintiffs*

/s/ W. Joseph Nielsen

W. Joseph Nielsen
Assistant Attorney General
State of Connecticut
165 Capitol Ave.
Hartford, CT 06106
(860) 808-5040
Joseph.Nielsen@ct.gov

Liaison Counsel for the States

/s/ Christopher P. Wilson

John M. Taladay
Christopher P. Wilson
JoAnna Adkisson
BAKER BOTTS LLP
700 K St NW
Washington, DC 20001
Telephone: (202) 639-7700
Facsimile: (202) 639-7890
john.taladay@bakerbotts.com
christopher.wilson@bakerbotts.com
joanna.adkisson@bakerbotts.com

Lauri A. Kavulich
CLARK HILL PLC
2001 Market St, Suite 2620
Philadelphia, PA 19103

Telephone: (215) 640-8500
Facsimile: (215) 640-8501
lkavulich@clarkhill.com

Lindsay S. Fouse
CLARK HILL PLC
301 Grant St, 14th Floor
Pittsburgh, PA 15219
Telephone: (412) 394-7711
Facsimile: (412) 394-2555
lfouse@clarkhill.com

*Counsel for Defendant Taro Pharmaceuticals
U.S.A., Inc.*